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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.23 OF 2007

Vidyapati Bhagvatpati Tiwari ... Petitioner

Vs.

State of Maharashtra & Ors. ... Respondents

Mr. O.P. Panday i/b M/s. Panday & Co. for the petitioner.

Mr. S.S. Pednekar, A.P.P. for the State.

CORAM : SMT. RANJANA DESAI & ANOOP V. MOHTA, JJ.

DATED : 12TH JANUARY, 2007.

P.C.:-

1. The petitioner has made a grievance that the police have not registered any offence against respondents 9 to 14 though his complaint squarely discloses offences punishable under sections 420, 460, 463, 464, 465, 466, 467, 471, 120-B read with section 234 of the Indian Penal Code. Our attention is drawn by the learned A.P.P. to the letter dated 27/10/2006 addressed by the Senior Inspector of Police, Sahar Police Station, Mumbai. The said letter indicates that the petitioner's complaint was forwarded to the Assistant Director of Prosecution and the Chief Police Prosecutor for opinion and after considering the relevant record, they have opined that no cognizable offence is disclosed in the complaint. In view of

this, it is not possible for us to entertain this petition. If any remedy of filing a private complaint is open to the petitioner, the petitioner will be at liberty to adopt the same and if such a complaint is filed, the court seized of the same shall deal with it independently and in accordance with law. The petition is disposed of.

[SMT. RANJANA DESAI, J.]

[ANOOP V. MOHTA, J.]